IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE D.APPA RAO

TAKEN UP WRIT PETITION NO.4415 OF 2007

Dated : July 12, 2007

Between:

Chakali Niranjan

Petitioner

AND

The Station House Officer,
Nagarkurnool Police Station,
Nagarkurnool,
Mahboobnagar District and others

Respondents

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE D.APPA RAO

TAKEN UP WRIT PETITION NO.4415 OF 2007

ORAL ORDER: **(per the HON'BLE MR. JUSTICE D.S.R.VARMA)**

Heard the learned Government Pleader for Home, representing the learned Advocate General, appearing for the respondents.

2. This writ petition is taken up on the basis of a 'telegram',

dated 24.02.2007, by one Mr. Chakali Niranjan of Nallavelli Village, Nagarkunrool Mandal, Mahaboobnagar District, to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, alleging that his wife, by name Chakali Manjula, was kidnapped by one M.S. Narayana Reddy, Mestry, and M.R. Krishna Prasad of Surya Company, and detained to extract the work from her forcibly and she was being subjected to harassment.

3. As per directions of this Court, the petitoner and his wife are produced by the Inspector of Police, Nagarkurnool Police Station, Mahaboobnagar District.

4. Initially, the alleged victim stated that she had been forcibly taken away by the Mestry Narayan Reddy and Krishna Prasad, Managing Director of Surya Company.

5. In order to verify the veracity of the statement of the victim and to know as to what action has been taken against the said Mr. K.R. Krishna Prasad, particularly in the context of registering a crime against the said Mestry Narayan Reddy alone, the Sub-Inspector of Police, Nagarkurnool Police Station, was summoned by this Court. Again upon being questioned by the Court, the victim has stated that it is the Mestry and some other person, whom she does not know, forcibly taken her away to extract the work from her, as a bonded labour.

6. From the above statements, it appears that the victim has been shifting her stand and that the petitioner is making different stands from time to time. In such circumstances, we are of the view that necessary investigation has to be conducted in this

regard, particularly as to who is the *second person* actually responsible for the alleged kidnap and then initiate appropriate action, in accordance with law.

7. It is made clear that, notwithstanding the different stands made by the petitioner as well as the victim, which had been recorded by this Court, suffice it to close the writ petition, with a direction to the official respondents to initiate a thorough enquiry in the matter and identify the *second person* or persons as to whether there is actual involvement of Mr. Krishna Prasad, Managing Director, Surya Company, and initiate proceedings, in accordance with law.

8. With the above directions, the writ petition is closed, at the stage of admission. However, there shall be no order as to costs.

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D.S.R.Varma, J.

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D.Appa Rao, J.

July 12, 2007
MAS

Note:

1. **Registry is directed to return the case file pertaining to Cr.No.103 of 2007 to the Judicial First Class Magistrate, Nagarkurnool, Mahaboobnagar District.**
2. **Registry is further directed to return the case file in the above Crime Number to the Inspector of Police, Nagarkurnool Police Station, Mahaboobnagar District, to facilitate the investigation, as ordered above.**